App F IX-4

Previous References

1931-32
(ml)

File No. 250-31

Serial Nos. 2, 1957.

PRESERVED

Later References

ml 167-32—(3+15)

General and Revenue Secretariat.

Serial Nos 3

Part B for Aug 32

SUBJECT.

Interpellation in the L. C. of June 32 by the Hon'ble Srinivasa Iyengar re the Grant of a licence to Mr Narayana Setty of Kankhanhalli for Constructing a house.

Aug 32

THE MYSORE LEGISLATIVE COUNCIL. 4676/54953
Budget Session – June 1932. 2

Question No: 2223

Mr. Belur Srinivasa Iyengar.

Will the Government be pleased to state:

(a) When did Mr. Narayana Setty apply for a house building license to the Municipal President; is it a fact that the said license was not granted even after a month?

(b) When did Mr. K.P. Parameviah apply for a license to erect a building; when was this granted; is it a fact that in this case permission was sought after the work was actually commenced; was this fact brought to the notice of the President; what action has he taken; is it also a fact that Mr. Narayana Setty was not permitted to open the door of the latrine open towards the road whereas Mr. Parameviah has been permitted to open it towards the road?

REVISED

Draft calling for information is submitted for approval

30/5/32 Issue lodg 30/5

19 Issued. vide 7994 of 31 5 32 to DC Bangalore Requesting him to furnish information within one week

1/6/32 57 Draft replies to the above interpellation received from the DC Bangalore District together with an explanatory note. The adoption of the draft replies is submitted for orders.

Flag X

GENERAL SECRETARY.
17 JUNE 19
No. 8880.

1716 Sec'tary 1716

NOTE—Cotton Sheeting

21 JUN 1932

MD 70—GBPAI—50 000—15-8-31

10719 M232

21/6/32 21/6/32

File No _____ of 193

General and Revenue
Secretariat

The Mysore Legislative Council.

Budget Session-June 1932.

Question No.23 by Mr.Belur Srinivasa Iyengar.

	Will the Government be pleased to state:-	Replies.
a)	(i) When did Mr.Narayanasetty apply for a house building license to the Municipal President	(i) On 22nd August 1931.
	(ii) Is it a fact that the said license was not granted even after a month ?	(ii) Yes, as there were takrars from others.
b)	(i) When did Mr.K.P.Parasiviah apply for a license to erect a building;	(i) on 6th December 1931.
	(ii) when was this granted;	(ii) On 18th December 1931.
	(iii) is it a fact that in this case,permission was sought after the work was actually commenced?	(iii) Yes.
	(iv) Was this fact brought to the notice of the President;	(iv) Yes.
	(v) what action has he taken;	(v) He enquired into the matter and granted the license as there were no takrars,taking action in respect of the offence under Sections96(5) and 161 of A of the Municipal Regulation.
	(vi) Is it also a fact that Mr.Narayanasetty was not permitted to have the door of the lavatory open towards the road whereas Mr.Parasiviah permitted to open it towards the road?	(vi) N O.

Ahuvalia

For General Secretary to Government

21/6

Appendix F G—1]

SUBJECT

Section ml

File No 250-31

Serial No 19

Diary No of letter replied to L4676

No L 7994/GRO Dt 31-12-32

To The Deputy Commissioner

Bangalore district

General and Revenue Secretariat

(4676)

the *193*

Sir

I am directed to forward herewith a copy of the interpellation proposed by mr Belur Srinivasagowda for being answered at the ensuing Session qne L c. q June 32, re grant of a license to mr Narayan setty, Kankanhalli, for constructing a house, and to request you to be so good as to furnish draft reply thereto ~~on all the points~~ within one week

Dhanvantre

Date of issue

Signed by

List of enclosures

Copied by

for General Secy to Govt

Examined by

Letter no Co-289/31-32 dated 13/6/32

Rll. 250-31-57
4953

The Mysore Legislative Council ~~12~~ June 1932.

Question No.23 by Mr. Belur Srinivasa Iyengar.--

Will the Government be pleased to state:--

(a) When did Mr. Narayanasetty apply for a house building license to the Municipal President; Is it a fact that the said license was not granted even after a month?

(i) On 22-8-1931. The license was ordered to be granted on 10-1-1932. Mr. Narayanasetty began construction before the license was granted.

(ii) Yes as there were takrars from other persons.

(b) When did Mr. K.P.Parasiviah apply for a license to erect a building, when was this granted, is it a fact that in this case, permission was sought after the work was actually commenced? Was this fact brought to the notice of the President; what action has he taken, is it also a fact that Mr. Narayanasetty was not permitted to have the door of the lavatory open towards the road whereas Mr. Parasiviah permitted to open it towards the road?

(i) On 6-12-31. License was issued
(ii) On 18-12-1931. there were no takrars in this case.

(iii) Yes.

(iv) Yes.

(v) He enquired into the details of the license as there were no takrars, the action in regard to the fees 965 & 161 A of the M.C. Regn

(vi) No's

For Deputy Commissioner
Bangalore District
(Absent from station)

Explanatory note to accompany question No.23. /c

I beg to state that it is not only Mr. K.P. Parasiviah that constructed the house without a license but also Mr. Narayana setty. Mr. Narayana setty presented a petition for the grant of a license on 22-8-1931. In the meanwhile before a license was granted he constructed the building and completed the work within two days. Before issue of a license I received two thakrar petitions, one from Mr.Muduveeriah, the owner of the opposite house and another Subbamma, the owner of the adjoining house. The contention of the former was that the lavatory door of Mr. Narayana settyIs house was put up directly opposite to the main door of his dwelling house. The contention of the latter was that the common passage running by the side of Mr. Narayanasettyis house was now closed up unauthorisedly by him. On receipt of these two petitions an order was issued to Mr. Narayana setty to stop further construction and I inspected the spot. The detailed enquiry was thereafter held and final orders were passed on 3-10-1931 and 10-1-1932. (Copies of these orders are enclosed). On his presenting the petition subsequently for putting up a door to his latrine on 15-2-1932 I have passed orders that there is no objection to his having the latrine door to the road provided he shifts it to a side and not directly opposite to the main door of the opposite house.

Mr. Parasiviah applied for a license to construct a house on 8-12-31. By this time the construction had been begun. Action was therefore taken under section 95 (5) of the Municipal Regulation. Final orders were passed in the case on 9-12-1931. (Copy of the orders enclosed.). As there was no thakarar and no further complication in the matter of granting the license in this case the same was granted on 10-12-1931. The delay in the grant of license to Mr. Narayanasetty is obviously due to the fact that several issues had to be decided whereas there was absolutely no such thakarar in the case of Mr. Parasiviah.

Sd/-N. Puttaranaswamy,
President.

Copy

Deputy Commissioner,
Bangalore District.

Copy of order passed by the President, Kankanhally Municipality on the petition of Mr. K.P. Parasiviah for the grant of a license to construct a house.

Municipal Office - 9-12-31.

O R D E R.

This is a case of an unauthorised construction of a house without a license and is an affence falling under section 95(5) of the Municipal Regulation. Mr. Parasiviah applied for the grant of a license to construct some out houses for the upstair building in Fort on 8-12-31. A petition was received by one Thimmiah by post that he was unauthorisedly constructing the out houses and there - upon an order was issued to the Bill Collector about the state of the building. He has reported today that a wall of 3' is raised and four door frames fixed for the building for the construction of which a license is now asked for. As the work is begun and has progressed before Mr. Parasiviah applied for a license the offence is one - punishable under section 96(5) of the Regulation.

Mr. Parasiviah is examined today and he pleads that the construction was begun in his absence. He admits his fault and says that he is agreeable to act in accordance with the orders passed by this Office. I therefore direct that the party should pay Rs. Rs.15/- to compound the offence committed. This order is passed under section 161 A(a) of the Municipal Regulation.

As a Mahazar is recorded that there is no objection to the grant of a license and as there is no thakarar, a license for the construction of the houses as per plan enclosed by him will be granted. Mr. Parasiviah is present and he is informed of the order.

Sd/- N.Puttrangaswamy,
President.

"COPY"

Sd/-N.Puttarangaswamy,
P r e s i d e n t.

"C o p y"

Deputy Commissioner,
Bangalore District.

14

Copy of the order passed under section 161 A (a) of the Municipal Regulation on the petition of Mr. Narayanasetty dated 22-8-1931.

Municipal Office 3-10-1931.

Order.

I have heard Mr. Narayanasetty today and I have also inspected the spot yesterday. Mr. Narayanasetty was present at the time of my inspection. He applied for the grant of a license for the construction of the house on 22-8-1931. He was asked to produce a plan in accordance with section 96 (3) b of the Municipal Regulation and the notice was issued on 1-9-1931. The plan was received on 12-9-1931, and the Mahazar and the connected reports were prepared on 28-9-1931. No license was issued, but in the meanwhile the party began construction of the house about the 29th September and thakarar petitions were received on that day. When I inspected on 1-10-1931 the front wall proposed in the plan of the applicant had been completed. The party has therefore committed an offence under section 96 (5) of the Regulation.

Party present before me and admits his fault and prays that the offence may kindly be compounded as he had not intentionally committed this offence. I therefore direct that in case the party pays a sum of Rs.25/- to the Municipality no further proceedings need be instituted against him. This order is passed under section 161 A (a) of the Municipal Regulation.

With regard to the thakarar petition of Muddaveeriah and Subbanna separate orders will be passed under section 96 (5) b of the Regulation after recording the statement of Subbanna and getting some further particulars. A notice will however be issued to Mr.Narayanasetty under section 96(5a) to stop all further construction pending final orders in this matter.

Sd/-N. Puttarangaswamy,
President.

"Copy"

Sd/-N. Puttarangaswamy,
President.

"Copy"

For Deputy Commissioner,
Bangalore District.

Copy of the order passed by the President, Kankanhally Municipality dated 10-1-32 in the matter of the grant of license to Mr. Narayana setty to construct his house.

--:oOo:--

O R D E R - Municipal Office 10-1-32.

--*O*--

As Subbamma is evading to appear in spite of repeated notices issued to her and served on her the matter with regard to the easement between the two houses may be dropped. As the daily conservency latrine system is not introduced in this - Municipality the latrine door cannot ~~cannot~~ be allowed to be put up immediately opposite to the door of Mudduveeriah's house - facing the road. He may put up the latrine behind. Subject to these conditions the license will issue.

Sd/- N.Puttarangaswamy,
President.

"COPY"

Sd/- N.Puttarangaswamy,
President.

"C o p y"

for Deputy Commissioner,
Bangalore District.